

Jayla Allen, et al. vs. Waller County Texas, et al.
Damon Richard Johnson Jr. - 10/11/2019

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<p>1 IN THE UNITED STATES DISTRICT COURT 2 FOR THE SOUTHERN DISTRICT OF TEXAS 3 HOUSTON DIVISION</p> <p>3 JAYLA ALLEN, DAMON) 4 JOHNSON, TREASURE SMITH,) 5 AND THE PANTHER PARTY,) 6 Plaintiffs,)</p> <p>5 VS.) CIVIL ACTION NO.: 6 4:18-CV-3985)</p> <p>7 WALLER COUNTY TEXAS; THE) 8 WALLER COUNTY) 9 COMMISSIONERS COURT;) 10 JUDGE CARBETT "TREY" J.) 11 DUHON III, IN HIS) 12 OFFICIAL CAPACITY AS THE) 13 WALLER COUNTY JUDGE; AND) 14 CHRISTY A. EASON, IN HER) 15 OFFICIAL CAPACITY AS THE) 16 WALLER COUNTY ELECTIONS) 17 ADMINISTRATOR,) 18 Defendants.)</p> <p>19 ***** 20 ORAL DEPOSITION OF 21 DAMON RICHARD JOHNSON, JR. 22 OCTOBER 11, 2019 23 *****</p> <p>24 ORAL DEPOSITION OF DAMON RICHARD JOHNSON, JR., 25 produced as a witness at the instance of the Defendants and duly sworn, was taken in the above-styled and numbered cause on OCTOBER 11, 2019, from 4:07 p.m. to 5:35 p.m., before SHERRI SANTMAN FISHER, Certified Shorthand Reporter in and for the State of Texas, reported by machine shorthand, at the University Square Clubhouse, 502 Anne Preston Street, Prairie View, Texas, pursuant to the Federal Rules of Civil Procedure and the provisions stated on the record or attached hereto.</p>	<p>1 INDEX</p> <p>2 PAGE</p> <p>3 Appearances 2</p> <p>4 Examination by Mr. Seaquist 4 5 4:07 p.m. - 5:12 p.m. 6 5:25 p.m. - 5:26 p.m.</p> <p>7 Examination by Mr. Cusick 58 8 5:26 p.m. - 5:35 p.m.</p> <p>9 Changes and Corrections 68</p> <p>10 Signature 69</p> <p>11 Reporter's Certification 70</p> <p>12 EXHIBIT INDEX</p> <p>13 NO. DESCRIPTION PAGE</p> <p>14 1 Plaintiff Damon Johnson's Response and 13 15 Objections to Defendant Waller County's 16 First Set of Interrogatories</p> <p>17 2 Google Map 17</p> <p>18 3 Course Schedule 36</p>
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<p>1 APPEARANCES</p> <p>2 FOR THE PLAINTIFFS:</p> <p>3 MS. LEAH ADEN 4 MR. JOHN CUSICK 5 NAACP LEGAL DEFENSE AND EDUCATIONAL FUND, INC. 6 40 Rector Street 7 Fifth Floor 8 New York, New York 10006-1738 9 212-965-7715/212-226-7592 (fax) 10 laden@naacpldf.org 11 jcusick@naacpldf.org 12 MS. JULIE GOODRICH HARRISON 13 NORTON ROSE FULBRIGHT US LLP 14 1301 McKinney 15 Suite 5100 16 Houston, Texas 77010-3095 17 713-651-5151/713-651-5246 (fax) 18 julie.harrison@nortonrosefulbright.com 19 (Not Present)</p> <p>20 FOR THE DEFENDANTS:</p> <p>21 MR. GUNNAR P. SEAQUIST 22 BICKERSTAFF HEATH DELGADO ACOSTA LLP 23 3711 South Mopac Expressway 24 Building 1, Suite 300 25 Austin, Texas 78746 512-472-8021/512-320-5638 (fax) gseaquist@bickerstaff.com MS. ELIZABETH DORSEY WALLER COUNTY DISTRICT ATTORNEY'S OFFICE 645 12th Street Hempstead, Texas 77445 979-826-7718/979-826-7722 (fax) e.dorsey@wallercounty.us</p> <p>ALSO PRESENT:</p> <p>Steven Lance</p>	<p>1 DAMON RICHARD JOHNSON, JR., 2 having been first duly sworn, testified as follows:</p> <p>3 EXAMINATION</p> <p>4 BY MR. SEAQUIST:</p> <p>5 Q. Good afternoon, Mr. Johnson. My name is Gunnar 6 Seaquist. You and I met just before this deposition, 7 correct?</p> <p>8 A. Correct.</p> <p>9 Q. I hadn't met you before then?</p> <p>10 A. No.</p> <p>11 Q. Can you tell us your full name for the record, 12 please?</p> <p>13 A. Damon Richard Johnson, Jr.</p> <p>14 Q. Okay. And, Mr. Johnson, have you ever given a 15 deposition before?</p> <p>16 A. No.</p> <p>17 Q. All right. A few ground rules. The court 18 reporter talked us through some of this before we 19 started. But she is obviously trying to take down 20 everything that you and I say today. So if you'll do 21 your very best to let me finish my question before you 22 start to answer and I'll do my very best to let you 23 finish your answer before I ask my next question so that 24 we can not talk over each other. Okay?</p> <p>25 A. Understood.</p>

PLAINTIFF'S
EXHIBIT

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<p style="text-align: right;">Page 5</p> <p>1 Q. Also, we're starting a little late; and without</p> <p>2 talking fast, I'm going to try to move quickly through</p> <p>3 this deposition. But if you need a break at any point,</p> <p>4 just let me know. We can take a break. I will ask that</p> <p>5 if there's a question on the table at the time that you</p> <p>6 go ahead and answer my question and then we can take a</p> <p>7 break. Okay?</p> <p>8 A. Okay. Okay.</p> <p>9 Q. Also, for purposes of our record, head nods,</p> <p>10 headshakes don't come out on the record. So if you</p> <p>11 answer in that way, I'll ask you -- I'll prompt you to</p> <p>12 answer verbally.</p> <p>13 Also, uh-huhs, huh-uhs don't come out on</p> <p>14 the record very well; and so if you use those, I'll try</p> <p>15 to remember to prompt you to say yes or no. If I do</p> <p>16 that, I'm not trying to be rude. I'm just trying to get</p> <p>17 a good record. Okay?</p> <p>18 A. Okay.</p> <p>19 Q. We're getting a little late in the day today,</p> <p>20 so I am sure that at some point in this deposition I</p> <p>21 will ask you a question that is for some reason unclear.</p> <p>22 If you don't understand any of my questions that I ask</p> <p>23 you today, will you let me know that so I can clarify it</p> <p>24 for you?</p> <p>25 A. Yes.</p>	<p style="text-align: right;">Page 7</p> <p>1 are those the individuals you're referring to?</p> <p>2 A. Correct.</p> <p>3 Q. Any other lawyers that you met with before the</p> <p>4 deposition today?</p> <p>5 A. No.</p> <p>6 Q. All right. I don't know -- I don't want to</p> <p>7 know the subject of what you discussed with your</p> <p>8 counsel, but can you tell me roughly how many times and</p> <p>9 for how long you met with counsel in anticipation of</p> <p>10 this deposition?</p> <p>11 A. Two phone calls and an in-person meeting.</p> <p>12 Q. Roughly how long were those phone calls?</p> <p>13 A. An hour or so.</p> <p>14 Q. Okay. And how long was the in-person meeting?</p> <p>15 A. An hour and a half.</p> <p>16 Q. And was that today or yesterday?</p> <p>17 A. Yesterday.</p> <p>18 Q. Other than your counsel, have you discussed</p> <p>19 this deposition with anyone else?</p> <p>20 A. No.</p> <p>21 Q. Did you review any documents or other materials</p> <p>22 before this deposition?</p> <p>23 A. Yes.</p> <p>24 Q. What did you look at?</p> <p>25 A. The notice. I think that's what it's called.</p>
<p style="text-align: right;">Page 6</p> <p>1 Q. All right. And can we have an agreement that</p> <p>2 if you don't ask me to clarify a question and you go</p> <p>3 ahead and answer it that you understood it and gave the</p> <p>4 best answer you could?</p> <p>5 A. Yes.</p> <p>6 Q. All right. Is there any reason you wouldn't be</p> <p>7 able to answer questions fully and truthfully today?</p> <p>8 A. No.</p> <p>9 Q. For example, you're not taking any kind of</p> <p>10 medications that would interfere with your ability to</p> <p>11 understand my questions?</p> <p>12 A. No.</p> <p>13 Q. Okay. Are you ready to proceed with your</p> <p>14 deposition at this time?</p> <p>15 A. Yes, sir.</p> <p>16 Q. What have you done to prepare for the</p> <p>17 deposition this afternoon?</p> <p>18 A. I met with my legal team.</p> <p>19 Q. Okay. And by your legal team, we have here</p> <p>20 today John Cusick with the NAACP Legal Defense Fund. We</p> <p>21 also -- although she's not in the room right now, I</p> <p>22 expect we will have Leah Aden with the NAACP Legal</p> <p>23 Defense Fund. And we have Steven Lance with the NAACP</p> <p>24 Legal Defense Fund.</p> <p>25 When you say you met with your legal team,</p>	<p style="text-align: right;">Page 8</p> <p>1 Q. Okay. Anything else?</p> <p>2 A. I don't know the actual terms or --</p> <p>3 Q. Okay. Did you look at some questions that you</p> <p>4 had answered for us in this case?</p> <p>5 A. No.</p> <p>6 Q. Okay. Any other documents that you can</p> <p>7 specifically think of that you've looked at?</p> <p>8 A. No.</p> <p>9 Q. All right. Did you bring any documents with</p> <p>10 you to the deposition today?</p> <p>11 A. No.</p> <p>12 Q. Did you prepare any notes --</p> <p>13 A. No.</p> <p>14 Q. -- or other written materials in advance of the</p> <p>15 deposition today?</p> <p>16 A. No.</p> <p>17 Q. All right. I'd like to ask you just a few</p> <p>18 questions about your background and then we'll get into</p> <p>19 the substance of the case. Okay?</p> <p>20 A. Okay.</p> <p>21 Q. Can you tell me what year you were born, sir?</p> <p>22 A. 1999.</p> <p>23 Q. And where were you born?</p> <p>24 A. Harris County, Houston, Texas.</p> <p>25 Q. Where did you grow up?</p>

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<p>1 A. Westbury. It's in southwest Houston.</p> <p>2 Q. And is Westbury in Harris County as well?</p> <p>3 A. Yes.</p> <p>4 Q. Do you have any brothers or sisters?</p> <p>5 A. Yes.</p> <p>6 Q. How many?</p> <p>7 A. Three siblings.</p> <p>8 Q. Did any of your siblings go to Prairie View A&M</p> <p>9 before you?</p> <p>10 A. Me and my sister got here at the same time.</p> <p>11 Q. Are you and your sister the same age?</p> <p>12 A. No. She's a year older than me.</p> <p>13 Q. What does your father do for a living, sir?</p> <p>14 A. I have no idea.</p> <p>15 Q. Okay. What about your mom?</p> <p>16 A. She's a data analyst for United Healthcare.</p> <p>17 Q. Where did you attend high school?</p> <p>18 A. George Ranch High School.</p> <p>19 Q. What was the last word?</p> <p>20 A. High school.</p> <p>21 Q. George --</p> <p>22 A. Ranch.</p> <p>23 Q. Ranch.</p> <p>24 What year did you graduate?</p> <p>25 A. 2017.</p>	<p>1 Q. Do you know roughly what year that would have</p> <p>2 been?</p> <p>3 A. No.</p> <p>4 Q. Do you know roughly how old your aunt is?</p> <p>5 A. No.</p> <p>6 Q. Do you know if she's your mom's older sister or</p> <p>7 younger sister?</p> <p>8 A. Older sister.</p> <p>9 Q. Do you know how old your mom is?</p> <p>10 A. No.</p> <p>11 MS. ADEN: And he's not allowed to say.</p> <p>12 MR. SEAQUIST: That's right. We could</p> <p>13 make that subject to a protective order.</p> <p>14 Q. (BY MR. SEAQUIST) Okay. Did your mom go to</p> <p>15 college?</p> <p>16 A. Yes.</p> <p>17 Q. Where did she go?</p> <p>18 A. She went to school online.</p> <p>19 Q. Other than your sister and your aunt, has</p> <p>20 anyone else in your family ever lived in Waller County?</p> <p>21 A. No.</p> <p>22 Q. Did you receive a scholarship or any financial</p> <p>23 aid towards your attendance at Prairie View?</p> <p>24 A. I receive financial aid.</p> <p>25 Q. Is that from the university or from like a</p>
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<p>1 Q. And you are currently a student at Prairie View</p> <p>2 A&M?</p> <p>3 A. Yes, sir.</p> <p>4 Q. Have you declared a major?</p> <p>5 A. Yes.</p> <p>6 Q. What is your major, sir?</p> <p>7 A. Architecture.</p> <p>8 Q. What year did you start at Prairie View?</p> <p>9 A. 2018.</p> <p>10 Q. Does that make you a sophomore this year?</p> <p>11 A. Yes.</p> <p>12 Q. How did you come to choose Prairie View for</p> <p>13 college?</p> <p>14 A. I have friends that go here.</p> <p>15 Q. And had those friends started before you?</p> <p>16 A. Yes.</p> <p>17 Q. Did you apply to any other schools?</p> <p>18 A. Yes.</p> <p>19 Q. Was your mom a Prairie View alum?</p> <p>20 A. No.</p> <p>21 Q. Other than your sister, anybody else in your</p> <p>22 family come to Prairie View before you?</p> <p>23 A. My aunt.</p> <p>24 Q. Did your aunt graduate from Prairie View?</p> <p>25 A. Yes.</p>	<p>1 grant program?</p> <p>2 A. It's Federal financial aid. Yeah.</p> <p>3 Q. Is there any part of your tuition that you're</p> <p>4 responsible for personally?</p> <p>5 A. Yes.</p> <p>6 Q. And do you pay that yourself?</p> <p>7 A. My mom and I, yeah.</p> <p>8 Q. You receive some assistance from your mom?</p> <p>9 A. Yeah.</p> <p>10 Q. Are you married?</p> <p>11 A. No.</p> <p>12 Q. Do you have any children?</p> <p>13 A. No.</p> <p>14 Q. You are currently employed at the moment?</p> <p>15 A. Yes.</p> <p>16 Q. And you work at the Subway?</p> <p>17 A. Yes.</p> <p>18 Q. How long have you been at Subway, sir?</p> <p>19 A. I started this semester, so like a month now, a</p> <p>20 month and a half.</p> <p>21 Q. So in the fall of 2019?</p> <p>22 A. Yeah.</p> <p>23 Q. Were you employed in Prairie View prior to</p> <p>24 that?</p> <p>25 A. No. No.</p>

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<p>1 Q. Nowhere else you've worked in Prairie View?</p> <p>2 A. In --</p> <p>3 Q. Like in your freshman year?</p> <p>4 A. I was a voluntary RST for volunteer hours.</p> <p>5 Q. Volunteer --</p> <p>6 A. Hours. RST.</p> <p>7 Q. What does RST stand for?</p> <p>8 A. I don't know exactly what it stands for, but</p> <p>9 it's the monitor of who comes in and out of the</p> <p>10 building.</p> <p>11 Q. Oh, okay. Before -- let's see here. Let's</p> <p>12 just do this.</p> <p>13 MR. SEAQUIST: Okay. I'm going to mark</p> <p>14 Exhibit 1 to Mr. Johnson's deposition.</p> <p>15 (Exhibit No. 1 marked)</p> <p>16 Q. (BY MR. SEAQUIST) I'm going to hand you what I</p> <p>17 have marked as Exhibit 1, sir.</p> <p>18 Mr. Johnson, do you remember being asked</p> <p>19 to respond to some discovery questions as part of this</p> <p>20 lawsuit?</p> <p>21 A. Yes.</p> <p>22 Q. And did you provide information in response to</p> <p>23 those questions?</p> <p>24 A. Can you clarify?</p> <p>25 Q. Yes.</p>	<p>1 A. Yeah. During the summer I live with my mom.</p> <p>2 Q. Okay. And what is -- let's see. I think in</p> <p>3 here you indicated that the address you lived at before</p> <p>4 coming to Prairie View is 6410 Brazos Meadow Lane?</p> <p>5 A. Yes.</p> <p>6 Q. And is that your mom's address?</p> <p>7 A. Yes.</p> <p>8 Q. Okay. So that is in Fort Bend County?</p> <p>9 A. Yes.</p> <p>10 Q. And it indicates here the address -- or the</p> <p>11 city is given as Richland. Is that right?</p> <p>12 A. Richmond.</p> <p>13 Q. Richmond.</p> <p>14 A. Yeah.</p> <p>15 Q. That's what I thought.</p> <p>16 Okay. And that's where you live in the</p> <p>17 summer since you've been coming to Prairie View.</p> <p>18 A. Yeah. And also during breaks, like winter</p> <p>19 break, spring break.</p> <p>20 Q. Okay. And also where you lived immediately</p> <p>21 prior to coming to school.</p> <p>22 A. Yeah.</p> <p>23 Q. Okay. I think in your interrogatories you</p> <p>24 indicated that you moved to Prairie View in September of</p> <p>25 2017.</p>
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<p>1 In looking at Exhibit 1, is this a</p> <p>2 document that you've seen before, sir?</p> <p>3 A. Yes.</p> <p>4 Q. And this document contains your answers to the</p> <p>5 questions that the defendants in this case propounded on</p> <p>6 you or asked you.</p> <p>7 A. Yes.</p> <p>8 Q. If we look at the last page of Exhibit 1, it</p> <p>9 says "Verification" at the top. Do you see that?</p> <p>10 A. Uh-huh.</p> <p>11 Q. And do you see where there's a signature above</p> <p>12 the name Damon Johnson?</p> <p>13 A. Yes.</p> <p>14 Q. Can you confirm that that is your signature?</p> <p>15 A. Yes.</p> <p>16 Q. All right. So this is your -- you swearing to</p> <p>17 the truth and accuracy of the answers in the written</p> <p>18 responses.</p> <p>19 A. Yes.</p> <p>20 Q. I notice, sir, that this affidavit was executed</p> <p>21 in the County of Fort Bend.</p> <p>22 A. Yes.</p> <p>23 Q. Did you -- and this was done August 7th of</p> <p>24 2019. Were you living in Fort Bend County over the</p> <p>25 summer?</p>	<p>1 A. Yes.</p> <p>2 Q. Is that right?</p> <p>3 MS. ADEN: Do you want to refer him to a</p> <p>4 particular number if you're looking at one, Gunnar?</p> <p>5 MR. SEAQUIST: I sure can.</p> <p>6 Q. (BY MR. SEAQUIST) I am looking at Interrogatory</p> <p>7 No. 3. And this is the interrogatory that asks you to</p> <p>8 identify where you have lived. It's on page five.</p> <p>9 And in your response, you say, beginning</p> <p>10 in September 2017, you moved into 706 Thompson Drive in</p> <p>11 Prairie View. Is that correct?</p> <p>12 A. 2017?</p> <p>13 Q. Are we off a year?</p> <p>14 A. Yeah. It was -- it was more January 2018.</p> <p>15 Q. Okay. Did you start school in the spring</p> <p>16 semester of '18?</p> <p>17 A. Yes.</p> <p>18 Q. And the first residence you lived on here on --</p> <p>19 lived at here on campus was 706 -- scratch that. Let me</p> <p>20 start over on that question.</p> <p>21 The first residence you lived in in</p> <p>22 Prairie View was at 706 Thompson Drive.</p> <p>23 A. Yes.</p> <p>24 Q. Now, that's off campus, correct?</p> <p>25 A. Yes.</p>

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<p>1 Q. Is that a rental house?</p> <p>2 A. Yes.</p> <p>3 MR. SEAQUIST: I'm going to mark Exhibit</p> <p>4 2.</p> <p>5 (Exhibit No. 2 marked)</p> <p>6 Q. (BY MR. SEAQUIST) Mr. Johnson, Exhibit 2, I'll</p> <p>7 represent to you, is a Google satellite map that I</p> <p>8 printed off of Google.</p> <p>9 In looking at this map, are you able to</p> <p>10 identify any familiar landmarks?</p> <p>11 A. Yes.</p> <p>12 Q. For example, are you able to make out the</p> <p>13 location of the Prairie View A&M campus?</p> <p>14 A. Yes.</p> <p>15 Q. And you'll see kind of in the middle -- maybe</p> <p>16 middle right-hand bottom corner, there is a red balloon</p> <p>17 that says -- with 706 Thompson Drive written beside it.</p> <p>18 A. Yes.</p> <p>19 Q. Does that accurately reflect where your house</p> <p>20 is?</p> <p>21 A. Yes.</p> <p>22 Q. Okay. And does this map fairly and accurately</p> <p>23 depict the area displayed in it?</p> <p>24 A. Yes.</p> <p>25 Q. And is this a rental house?</p>	<p>1 A. Yeah.</p> <p>2 Q. And you can use them any time?</p> <p>3 A. Yeah.</p> <p>4 Q. Where does that plan enable you to eat on</p> <p>5 campus?</p> <p>6 A. The Panther Plaza, the MSC, and the Zone.</p> <p>7 Q. And did you use all of those facilities?</p> <p>8 A. Yes.</p> <p>9 Q. Did your financial assistance cover any portion</p> <p>10 of your meal plan?</p> <p>11 A. Yes.</p> <p>12 Q. Did you -- were you responsible for any of the</p> <p>13 cost of your meals?</p> <p>14 A. No.</p> <p>15 Q. During your first year at Prairie View -- well,</p> <p>16 I guess the first half of the year, from January to May,</p> <p>17 did you ever go back home to Richmond on the weekends?</p> <p>18 A. Sometimes. Like if my friends went home, then</p> <p>19 I would ride with them.</p> <p>20 Q. Okay. So if you did go home, you'd get a ride</p> <p>21 with somebody else?</p> <p>22 A. Yeah.</p> <p>23 Q. And get a ride back?</p> <p>24 A. Yeah.</p> <p>25 Q. Had you ever been registered to vote before</p>
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<p>1 A. Yes.</p> <p>2 Q. And so you lived there from two thousand</p> <p>3 eight -- from January of 2018 through May of 2018?</p> <p>4 A. Yes.</p> <p>5 Q. And then you went back home to your mom's house</p> <p>6 in Richmond over the summer?</p> <p>7 A. Yes.</p> <p>8 Q. Did you live with anybody else at the 706</p> <p>9 Thompson address?</p> <p>10 A. Yes. I lived with my sister.</p> <p>11 Q. What is the rental cost of the house?</p> <p>12 A. 500 a month per room.</p> <p>13 Q. Do you -- does any of your grant assistance</p> <p>14 cover your housing costs?</p> <p>15 A. No.</p> <p>16 Q. Does your mom pay for any portion of your</p> <p>17 housing?</p> <p>18 A. Yes.</p> <p>19 Q. On coming to campus in January of 2018, did you</p> <p>20 purchase a meal plan?</p> <p>21 A. Yes.</p> <p>22 Q. And how many meals does that meal plan cover?</p> <p>23 A. It all depends on the meal plan you get.</p> <p>24 There's -- I had the 10 meals.</p> <p>25 Q. So that's 10 a week?</p>	<p>1 coming to Prairie View?</p> <p>2 A. No.</p> <p>3 Q. When did you turn 18?</p> <p>4 A. 2017, in March.</p> <p>5 Q. Okay. When you first got to campus in January</p> <p>6 of 2018, were you given any information about how to</p> <p>7 register to vote as a Prairie View A&M student?</p> <p>8 A. Can you clarify?</p> <p>9 Q. Sure.</p> <p>10 Did anyone talk to you when you got to</p> <p>11 campus about what you would need to do to register to</p> <p>12 vote in Waller County?</p> <p>13 A. Yes.</p> <p>14 Q. How did you get that information, sir?</p> <p>15 A. They did voter registration drives in the MSC.</p> <p>16 Q. Who -- do you remember who put on the voter</p> <p>17 registration drive?</p> <p>18 A. No.</p> <p>19 Q. Do you remember when you went to the voter</p> <p>20 registration drive?</p> <p>21 A. Not exactly, no.</p> <p>22 Q. If you didn't turn 18 until -- what day in</p> <p>23 March did you turn 18?</p> <p>24 A. 15th.</p> <p>25 Q. I'm sorry?</p>

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<p style="text-align: right;">Page 21</p> <p>1 A. 15th.</p> <p>2 Q. Is it fair to say that you would have</p> <p>3 registered after you turned 18?</p> <p>4 A. Yes.</p> <p>5 Q. So for the voter registration drive, you think</p> <p>6 that was sometime after March 15th?</p> <p>7 A. Well, I was 18 in 2018.</p> <p>8 Q. Okay. But after March 15th of 2018?</p> <p>9 A. I have no idea.</p> <p>10 Q. Okay. How did you first register to vote here</p> <p>11 in Waller County?</p> <p>12 A. Through the voter registration drive in the</p> <p>13 MSC.</p> <p>14 Q. Did the -- at the voter registration drive at</p> <p>15 the MSC, did they have voter registration cards</p> <p>16 available for you?</p> <p>17 A. Can you explain?</p> <p>18 Q. Yes, sir.</p> <p>19 Well, let me ask you a question first and</p> <p>20 then we'll follow up.</p> <p>21 A. Okay.</p> <p>22 Q. To register -- what is your understanding of</p> <p>23 how you register to vote?</p> <p>24 A. They asked for specific -- like my driver's</p> <p>25 license, I think Social Security card, and proof of</p>	<p style="text-align: right;">Page 23</p> <p>1 registered to vote?</p> <p>2 A. No.</p> <p>3 Q. Do you know what voting precinct you lived in</p> <p>4 based on your address of 706 Thompson?</p> <p>5 A. No.</p> <p>6 Q. If I say Precinct 310, does that ring a bell?</p> <p>7 A. No.</p> <p>8 Q. If we look at Exhibit 1, on page five at the</p> <p>9 bottom, this is Interrogatory No. 4. Interrogatory</p> <p>10 No. 4 asks you to state the jurisdictions in which you</p> <p>11 had registered to vote. And at the bottom of the page,</p> <p>12 your answer says "To the best of Plaintiff's knowledge</p> <p>13 and recollection, Plaintiff first registered to vote in</p> <p>14 Waller County in 2017."</p> <p>15 I think what you have just told me in your</p> <p>16 testimony is that actually you didn't register to vote</p> <p>17 until March of 2018. Is that correct?</p> <p>18 A. I registered to vote in 2018. I don't know</p> <p>19 what month it was.</p> <p>20 Q. But you know you didn't turn 18 until March of</p> <p>21 2018.</p> <p>22 A. I turned 18 in March 2017.</p> <p>23 Q. Okay. All right. You turned 18 in March 2017,</p> <p>24 registered to vote sometime in 2018, but you're not sure</p> <p>25 when.</p>
<p style="text-align: right;">Page 22</p> <p>1 residency or something, or my address. It was like a</p> <p>2 little form that I filled out.</p> <p>3 Q. Okay. That little form I filled out -- or that</p> <p>4 you filled out, was that at the voter registration</p> <p>5 drive?</p> <p>6 A. Yes.</p> <p>7 Q. And did you register or fill out that form</p> <p>8 using your 706 Thompson address?</p> <p>9 A. Yes.</p> <p>10 Q. All right. Once you filled out that form, what</p> <p>11 happened with it?</p> <p>12 A. I gave it back and --</p> <p>13 Q. Okay. Is it your understanding that someone at</p> <p>14 the voter registration drive then turned that in to the</p> <p>15 County for you?</p> <p>16 A. I guess.</p> <p>17 Q. Do you not know one way or the other?</p> <p>18 A. No, I don't.</p> <p>19 Q. Okay. Did you subsequently receive a card in</p> <p>20 the mail confirming that you had been registered to</p> <p>21 vote?</p> <p>22 A. No.</p> <p>23 Q. After you turned in that card, did you have</p> <p>24 any -- well, let me ask it this way. At that voter</p> <p>25 registration drive did you have any problems getting</p>	<p style="text-align: right;">Page 24</p> <p>1 A. Right.</p> <p>2 Q. But you are sure that you did not come to</p> <p>3 Prairie View until January of 2018.</p> <p>4 A. Right.</p> <p>5 Q. Got it.</p> <p>6 So whenever in 2018 you did register, it</p> <p>7 would have been after January.</p> <p>8 A. It could have been in January.</p> <p>9 Q. Okay. But not -- not before you came here</p> <p>10 obviously.</p> <p>11 A. Yeah, not before I came here.</p> <p>12 Q. Okay. If we look then at Interrogatory</p> <p>13 No. 5 -- and this is a question that asks you to</p> <p>14 identify the elections that you have voted in since</p> <p>15 turning 18. And do you see, on page six, Interrogatory</p> <p>16 No. 5?</p> <p>17 A. Uh-huh.</p> <p>18 Q. In looking at your answer, it says "To the best</p> <p>19 of Plaintiff's knowledge and recollection, Plaintiff</p> <p>20 voted in four elections". And the first one it says is</p> <p>21 the 2017 November general election.</p> <p>22 Am I correct that you were not in Prairie</p> <p>23 View in November of 2017?</p> <p>24 A. Correct.</p> <p>25 Q. Okay. So that needs to be corrected to strike</p>

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<p>1 that as an election that you voted in, correct?</p> <p>2 A. Correct. Yeah. Sorry.</p> <p>3 Q. No problem.</p> <p>4 So just for the record, you did not vote</p> <p>5 in the November 2017 election in Prairie View.</p> <p>6 A. Right.</p> <p>7 Q. All right. Do you -- now, after coming to</p> <p>8 Prairie View in January, your interrogatories do</p> <p>9 indicate that you voted in the primary election in March</p> <p>10 of 2018.</p> <p>11 A. Correct.</p> <p>12 Q. Do you remember that primary election?</p> <p>13 A. Not exactly, no.</p> <p>14 Q. Do you know whether you voted in the Democrat</p> <p>15 or Republican primary?</p> <p>16 A. I don't know.</p> <p>17 Q. For example, in the Democrat primary, one of</p> <p>18 the candidates would have been Beto O'Rourke. Is that</p> <p>19 an election you would have voted in?</p> <p>20 A. Did I vote in that election? Yeah.</p> <p>21 Q. And let me just be clear. I don't want to</p> <p>22 mislead you. There was a general election that Beto was</p> <p>23 a candidate in, but I'm talking about the Democratic</p> <p>24 primary where the purpose of the election was to choose</p> <p>25 the candidates who would run on the Democratic ticket.</p>	<p>1 Q. Did you campaign for any candidates in the 2018</p> <p>2 primary?</p> <p>3 A. No.</p> <p>4 Q. You testified that you had at least attended</p> <p>5 one voter registration drive in the spring of 2018,</p> <p>6 correct?</p> <p>7 A. Correct.</p> <p>8 Q. That's when you got registered.</p> <p>9 A. Yes.</p> <p>10 Q. Did you attend or participate in any other</p> <p>11 election-related events leading up to the 2018 primary?</p> <p>12 A. Can you explain?</p> <p>13 Q. Sure.</p> <p>14 Did you, for example, attend a candidate</p> <p>15 forum?</p> <p>16 A. No.</p> <p>17 Q. Did you participate in any get out the vote</p> <p>18 events?</p> <p>19 A. Get out to vote events?</p> <p>20 Q. Uh-huh.</p> <p>21 A. Can you specify?</p> <p>22 Q. Yeah.</p> <p>23 Do you recall going to any meetings the</p> <p>24 purpose of which was to encourage students to go vote?</p> <p>25 And this is specifically for the time in March of 2018.</p>
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<p>1 Do you remember voting in the Democratic primary?</p> <p>2 A. I don't know.</p> <p>3 Q. Okay. But you are fairly confident that you</p> <p>4 voted in a primary in March of 2018.</p> <p>5 A. Yes.</p> <p>6 Q. Okay. Do you identify as a Democrat?</p> <p>7 A. No.</p> <p>8 Q. Are you a member of the Democratic party?</p> <p>9 A. No.</p> <p>10 Q. Are you affiliated with any local Democratic</p> <p>11 party groups?</p> <p>12 A. No.</p> <p>13 Q. For example, the Waller County Democratic</p> <p>14 party?</p> <p>15 A. No.</p> <p>16 Q. The Waller County Democratic Club?</p> <p>17 A. No.</p> <p>18 Q. Any student Democratic organizations?</p> <p>19 A. No.</p> <p>20 Q. Have you ever met the local chair of the</p> <p>21 Democratic party, Rosa Patlan Harris?</p> <p>22 A. No.</p> <p>23 Q. When I say that name, Rosa Patlan Harris, does</p> <p>24 it ring any bells for you?</p> <p>25 A. No.</p>	<p>1 A. No.</p> <p>2 Q. Are you familiar with a voter-only party?</p> <p>3 A. No.</p> <p>4 Q. You -- are you a member of The Panther Party on</p> <p>5 campus?</p> <p>6 A. No.</p> <p>7 Q. Have you ever been a member of The Panther</p> <p>8 Party?</p> <p>9 A. No.</p> <p>10 Q. Do you know what I mean when I say The Panther</p> <p>11 Party?</p> <p>12 A. No.</p> <p>13 Q. Did you -- do you know -- if I say the Waller</p> <p>14 County Commissioners Court, do you know what I'm talking</p> <p>15 about?</p> <p>16 A. No.</p> <p>17 Q. Have you ever been to any meetings at the</p> <p>18 county courthouse in Hempstead?</p> <p>19 A. No.</p> <p>20 Q. Have you ever been to the county courthouse in</p> <p>21 Hempstead?</p> <p>22 A. No.</p> <p>23 Q. Have you ever -- have you ever talked to or</p> <p>24 otherwise communicated with any officials or employees</p> <p>25 of Waller County?</p>

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<p>1 A. Can you specify?</p> <p>2 Q. Let's say -- any members of the Commissioners</p> <p>3 Court?</p> <p>4 A. No.</p> <p>5 Q. The elections administrator?</p> <p>6 A. No.</p> <p>7 Q. Okay. So in the time of the March primary in</p> <p>8 March of 2018, did you have any communications with</p> <p>9 anybody who worked for the County?</p> <p>10 A. No.</p> <p>11 Q. Did you advocate in any way for additional</p> <p>12 voting locations in Waller County for the 2018 primary</p> <p>13 election?</p> <p>14 A. Can you specify?</p> <p>15 Q. Yeah.</p> <p>16 Did you participate in any events? Did</p> <p>17 you talk to anyone, undertake any activities to try to</p> <p>18 get more early voting locations for the 2018 primary?</p> <p>19 A. No.</p> <p>20 Q. All right. Did you advocate in any way for</p> <p>21 additional voting hours in Waller County in the 2018</p> <p>22 primary?</p> <p>23 A. No.</p> <p>24 Q. You've testified that you voted in the 2018</p> <p>25 primary, though, correct?</p>	<p>1 Q. Is there anything that sticks out in your mind</p> <p>2 about it as having taken a particularly long time?</p> <p>3 A. No.</p> <p>4 Q. Do you remember having any difficulties casting</p> <p>5 your ballot early?</p> <p>6 A. No.</p> <p>7 Q. Did you go anywhere for spring break in March</p> <p>8 of 2018?</p> <p>9 A. I went home.</p> <p>10 Q. And did you catch a ride with somebody?</p> <p>11 A. Yeah.</p> <p>12 Q. You lived back in Richmond over the summer of</p> <p>13 2018?</p> <p>14 A. Yes.</p> <p>15 2018? I think I was in a summer school</p> <p>16 program for the month of June.</p> <p>17 Q. Okay.</p> <p>18 A. But in July, yeah, I was at home.</p> <p>19 Q. When you were here in June, were you still at</p> <p>20 the 706 Thompson address?</p> <p>21 A. No. I was on a bridge program and they paid</p> <p>22 for housing on campus.</p> <p>23 Q. Where did you live when you were on campus?</p> <p>24 A. The UC, or University College.</p> <p>25 Q. And was that bridge program covered by your</p>
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<p>1 A. Correct.</p> <p>2 Q. And that would have been in March?</p> <p>3 A. Whenever it was, yeah.</p> <p>4 Q. Okay. Your interrogatory answers say that you</p> <p>5 voted at the Memorial Student Center --</p> <p>6 A. Yes.</p> <p>7 Q. -- on campus.</p> <p>8 A. Yes.</p> <p>9 Q. Do you remember whether you voted during early</p> <p>10 voting or on primary election day?</p> <p>11 A. I think it was early voting.</p> <p>12 Q. Do you remember about what time you voted?</p> <p>13 A. Not exactly, no.</p> <p>14 Q. Can you remember whether it was in the morning</p> <p>15 or the afternoon?</p> <p>16 A. I have no idea.</p> <p>17 Q. Do you remember how you got to the student</p> <p>18 center to vote?</p> <p>19 A. I walked.</p> <p>20 Q. Do you remember where you were coming from at</p> <p>21 the time?</p> <p>22 A. Probably class.</p> <p>23 Q. Do you remember how long it took you to vote</p> <p>24 for the 2018 primary?</p> <p>25 A. No, not exactly.</p>	<p>1 financial aid?</p> <p>2 A. No.</p> <p>3 Q. Was that something you were responsible for</p> <p>4 paying for?</p> <p>5 A. Yeah.</p> <p>6 Q. Did you receive any assistance doing that?</p> <p>7 A. Yeah.</p> <p>8 Q. Who gave you assistance?</p> <p>9 A. It was through the math department.</p> <p>10 Q. Okay. After June, though, you moved back to</p> <p>11 Richmond with your mom for the rest of the summer?</p> <p>12 A. Yes.</p> <p>13 Q. And your interrogatory responses indicate that</p> <p>14 when school started back up, you moved back into the</p> <p>15 house at 706 Thompson?</p> <p>16 A. Yes.</p> <p>17 Q. Do you remember when you returned to Prairie</p> <p>18 View from Richmond?</p> <p>19 A. Sometime in August.</p> <p>20 Q. Late August?</p> <p>21 A. Yeah, around the time school started.</p> <p>22 Q. You don't remember being here like weeks early</p> <p>23 or anything?</p> <p>24 A. Huh-uh. No.</p> <p>25 Q. There you go.</p>

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<p>1 A. Sorry.</p> <p>2 Q. No, you're good.</p> <p>3 Your interrogatories indicate that you</p> <p>4 have not had a car since being at Prairie View?</p> <p>5 A. Correct.</p> <p>6 Q. Have you had -- or any other personal</p> <p>7 transportation?</p> <p>8 A. No.</p> <p>9 Q. Do you have a driver's license?</p> <p>10 A. I do now.</p> <p>11 Q. When did you get it?</p> <p>12 A. A month ago.</p> <p>13 Q. Okay. Had you ever had a driver's license</p> <p>14 before that?</p> <p>15 A. No.</p> <p>16 Q. Do you have a car now?</p> <p>17 A. I do now, yeah.</p> <p>18 Q. And did you get the car a month ago as well?</p> <p>19 A. Yeah. I got the car two days after I got my</p> <p>20 driver's license.</p> <p>21 Q. Did you have a bicycle at any time since you've</p> <p>22 been at Prairie View?</p> <p>23 A. It was stolen the first day I got here.</p> <p>24 Q. Oh, you're kidding.</p> <p>25 A. No, I'm not.</p>	<p>1 A. Car.</p> <p>2 Q. And how did you get to the Walmart?</p> <p>3 A. When my friends needed groceries, I would just</p> <p>4 ask, "Hey, can I ride with you to get some groceries?"</p> <p>5 Q. Did your friends charge you anything for doing</p> <p>6 that?</p> <p>7 A. We've been friends since like sixth grade, so</p> <p>8 no, not really.</p> <p>9 Q. Cool.</p> <p>10 During the 2018 school year -- is there a</p> <p>11 movie theater around Prairie View?</p> <p>12 A. Not that I know of.</p> <p>13 Q. Did you ever go see any movies since you've</p> <p>14 been here?</p> <p>15 A. Yeah. My friends and I went to Cypress to see</p> <p>16 the Avengers movie awhile back.</p> <p>17 Q. Was that at the drive-in?</p> <p>18 A. It wasn't a drive-in. I think it was Studio</p> <p>19 Movie Grill.</p> <p>20 Q. And so you got a ride with friends to do that?</p> <p>21 A. Yeah.</p> <p>22 Q. How do you get to campus from your address at</p> <p>23 706 Thompson?</p> <p>24 A. I walk.</p> <p>25 Q. Okay. Let's talk for a minute about your</p>
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<p>1 Q. Did your sister have a car when she -- or your</p> <p>2 first year here?</p> <p>3 A. No.</p> <p>4 Q. So the first day when you came in January 2018,</p> <p>5 they stole your bicycle?</p> <p>6 A. Yes.</p> <p>7 MS. ADEN: Correction. For the record, he</p> <p>8 didn't say "they". He just said it was stolen.</p> <p>9 MR. SEAQUIST: Okay. Correct. It was</p> <p>10 stolen.</p> <p>11 Q. (BY MR. SEAQUIST) All right. Did you receive</p> <p>12 financial tuition assistance for the 2018 school -- or</p> <p>13 for the new school year in 2018?</p> <p>14 A. Yes. I apply for financial aid every year.</p> <p>15 Q. And did you continue your meal plan in the next</p> <p>16 school year?</p> <p>17 A. Yes.</p> <p>18 Q. In addition to your meal plan, do you prepare</p> <p>19 any meals at your house?</p> <p>20 A. Sometimes, yeah.</p> <p>21 Q. Where do you shop for groceries?</p> <p>22 A. There's a Walmart up the street.</p> <p>23 Q. Okay. How far is the Walmart from your house?</p> <p>24 A. Like 10 minutes.</p> <p>25 Q. Is that 10 minutes walking or by car?</p>	<p>1 school schedule in 2018.</p> <p>2 (Exhibit No. 3 marked)</p> <p>3 Q. (BY MR. SEAQUIST) I'll hand you what I've</p> <p>4 marked as Exhibit 3. Do you recognize -- Exhibit 3, for</p> <p>5 the record, is Bates labeled Plaintiffs 000004.</p> <p>6 Do you recognize this document, sir?</p> <p>7 A. Yes.</p> <p>8 Q. And what does this look like to you?</p> <p>9 A. My schedule for 2018, fall semester.</p> <p>10 Q. And does this schedule fairly and accurately</p> <p>11 depict the class schedule that you had at that time?</p> <p>12 A. Yes.</p> <p>13 Q. And this would be from when classes started in</p> <p>14 late August or September of 2018 all the way through</p> <p>15 finals in December of 2018, correct?</p> <p>16 A. Yes.</p> <p>17 Q. Now, Exhibit 4 contains a single page and shows</p> <p>18 your whole classes -- or excuse me, your classes for the</p> <p>19 whole week?</p> <p>20 A. Yes.</p> <p>21 Q. All right. On Monday, Wednesday, and Friday,</p> <p>22 your earliest class was Chemistry from 9:00 to 9:50?</p> <p>23 A. Yes.</p> <p>24 Q. And your latest class, at least on Monday and</p> <p>25 Wednesday, actually ended at 5:20.</p>

<p style="text-align: right;">Page 37</p> <p>1 A. Yes.</p> <p>2 Q. And your latest class on Fridays ended at 1:50?</p> <p>3 A. Yes.</p> <p>4 Q. Now, your earliest class on Tuesday starts at</p> <p>5 two o'clock?</p> <p>6 A. Yes.</p> <p>7 Q. And the earliest class Thursday starts at three</p> <p>8 o'clock.</p> <p>9 A. Yes.</p> <p>10 Q. On Monday, Wednesday, and Friday, you had a</p> <p>11 break from 9:50 to 11:00?</p> <p>12 A. Yes.</p> <p>13 Q. And what did you use that break for?</p> <p>14 A. Homework and to eat.</p> <p>15 Q. You also had, it looks like, a lunch break from</p> <p>16 around 11:50 to 1:00 Monday, Wednesday, Fridays?</p> <p>17 A. Yes.</p> <p>18 Q. And did you use that break -- what did you use</p> <p>19 that break for?</p> <p>20 A. Homework and eat.</p> <p>21 Q. You also had a break, it looks like, in your</p> <p>22 Monday, Wednesday, Friday -- well, in your Monday,</p> <p>23 Wednesday schedule from 1:50 to 3:30.</p> <p>24 A. Yes.</p> <p>25 Q. And on Friday you were just done by 1:50.</p>	<p style="text-align: right;">Page 39</p> <p>1 time where everybody on the E board could meet up.</p> <p>2 Q. So it would --</p> <p>3 A. Yeah.</p> <p>4 Q. It varied?</p> <p>5 A. Yeah, it varied.</p> <p>6 Q. Okay. On Thursday, when you didn't start class</p> <p>7 until 3:00, what did you do until 3:00?</p> <p>8 A. I would usually be in the library because I was</p> <p>9 doing more homework and -- yeah, and eating.</p> <p>10 Q. On Tuesday what time would you come to campus</p> <p>11 usually?</p> <p>12 A. 11:00.</p> <p>13 Q. What about on Thursday?</p> <p>14 A. Thursday? 11:00.</p> <p>15 Q. And again, you would walk to school?</p> <p>16 A. Yes.</p> <p>17 Q. You indicate in your interrogatory responses</p> <p>18 that you were a member of the speech and debate team?</p> <p>19 A. Yes.</p> <p>20 Q. What does that entail?</p> <p>21 A. Practices, and competitions on Friday,</p> <p>22 Saturday, and Sundays.</p> <p>23 Q. When were your practices?</p> <p>24 A. Thursdays.</p> <p>25 Q. What time?</p>
<p style="text-align: right;">Page 38</p> <p>1 A. Yes.</p> <p>2 Q. What did you -- on Monday and Wednesday what</p> <p>3 did you use your 1:50 to 3:00 p.m. break?</p> <p>4 A. I would have a meeting with PVCA.</p> <p>5 Q. What is PVCA?</p> <p>6 A. PV Consulting Association.</p> <p>7 Q. And what is that, sir?</p> <p>8 A. It's -- it's a business-based organization to</p> <p>9 help the smaller businesses and organizations on campus</p> <p>10 consulting-wise. So we help them with -- if they had a</p> <p>11 product, we help them improve their product, improve</p> <p>12 sales, gain customers, et cetera.</p> <p>13 Q. Okay. And how long was that meeting?</p> <p>14 A. It always varied.</p> <p>15 Q. What time did it start? Do you know?</p> <p>16 A. It started at 2:00.</p> <p>17 Q. Two o'clock.</p> <p>18 Q. Okay. On Tuesday you didn't start school</p> <p>19 until 2:00?</p> <p>20 A. Correct.</p> <p>21 Q. What did you do before two o'clock?</p> <p>22 A. Catch up on homework, eat. And then Tuesday is</p> <p>23 when we had -- is when PVCA had our E board meetings.</p> <p>24 Q. And when were the E board meetings?</p> <p>25 A. They were -- we would have to try to find a</p>	<p style="text-align: right;">Page 40</p> <p>1 A. 6:00.</p> <p>2 Q. Were you on speech and debate at the same time</p> <p>3 as Treasure Smith?</p> <p>4 A. Yes.</p> <p>5 Q. Ms. Smith told us in her deposition yesterday</p> <p>6 that, the Friday competitions, the team would leave</p> <p>7 sometime relatively early Friday morning?</p> <p>8 A. There was two groups for speech and debate. So</p> <p>9 the speech would -- the speech would entail POI's and</p> <p>10 more artistic forms of speech and debate, and then</p> <p>11 debate was the more informational. So it would vary</p> <p>12 depending on the group you were in.</p> <p>13 Q. Okay. What time -- when you were in the</p> <p>14 competition, what time did you typically leave campus on</p> <p>15 Friday?</p> <p>16 A. We left a little bit later. I don't know --</p> <p>17 remember exactly what time.</p> <p>18 Q. Was it after lunch?</p> <p>19 A. Yeah, it was around after lunch.</p> <p>20 Q. Okay. And did you have to miss class to go to</p> <p>21 speech and debate competitions?</p> <p>22 A. My speech and debate teacher was my Comm</p> <p>23 teacher, so I wouldn't really miss class.</p> <p>24 Q. And if it went well, the competition could last</p> <p>25 through the weekend?</p>

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<p>1 A. Yes.</p> <p>2 Q. But was it always done by Sunday?</p> <p>3 A. Sunday evening, yeah.</p> <p>4 Q. Okay. It didn't roll over into Monday.</p> <p>5 A. No.</p> <p>6 Q. What is -- is there a season for speech and</p> <p>7 debate competitions?</p> <p>8 A. They're pretty much year-round. Yeah.</p> <p>9 Q. How long are the Thursday -- well, at this</p> <p>10 time, in March -- or excuse me, in the fall of 2018, how</p> <p>11 long were the speech and debate practices?</p> <p>12 A. They would vary depending on how we were</p> <p>13 flowing with the material we had.</p> <p>14 Q. Did you get any college credit for</p> <p>15 participating in speech and debate?</p> <p>16 A. No.</p> <p>17 Q. Just an extracurricular activity?</p> <p>18 A. Yes.</p> <p>19 Q. You told me a little bit about the PV</p> <p>20 Consulting Association. When did you first join that?</p> <p>21 A. When I first got here, so in spring of 2018.</p> <p>22 Q. How did you come to find out about that group?</p> <p>23 A. My friend that I met in sixth grade was on the</p> <p>24 E board and he told me about it. It seemed like a good</p> <p>25 idea. I went to a few meetings and got involved.</p>	<p>1 coach. The coach would help make material and run</p> <p>2 practices for certain buildings.</p> <p>3 Q. So you said the practices were separated into</p> <p>4 different buildings?</p> <p>5 A. Yes.</p> <p>6 Q. Did different buildings have different step-off</p> <p>7 teams?</p> <p>8 A. Yes.</p> <p>9 Q. And is step-off like dance?</p> <p>10 A. In a way, yeah.</p> <p>11 Q. Okay. Are there competitions -- are the</p> <p>12 competitions between the buildings?</p> <p>13 A. Yes.</p> <p>14 Q. Do the teams also compete outside of Prairie</p> <p>15 View A&M?</p> <p>16 A. No.</p> <p>17 Q. Is there a particular season for the step-off</p> <p>18 events?</p> <p>19 A. It's usually spring.</p> <p>20 Q. And did you get any college credit for that?</p> <p>21 A. No.</p> <p>22 Q. Just extracurricular?</p> <p>23 A. Yes.</p> <p>24 Q. And you said you committed about four to six</p> <p>25 hours per week?</p>
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<p>1 Q. And I think your interrogatories say you were</p> <p>2 actually a board member?</p> <p>3 A. Yes.</p> <p>4 Q. Was that a member of the E board?</p> <p>5 A. Yes.</p> <p>6 Q. And what did the E board do in relation to the</p> <p>7 PV Consulting Association?</p> <p>8 A. Well, we organize meetings. We organize events</p> <p>9 and fundraisers.</p> <p>10 Q. Did any of the meetings or events or activities</p> <p>11 of the PVCA relate to voting?</p> <p>12 A. No.</p> <p>13 Q. Or political engagement?</p> <p>14 A. No.</p> <p>15 Q. And do you get college credit for being on the</p> <p>16 PVCA?</p> <p>17 A. No.</p> <p>18 Q. Just extracurricular?</p> <p>19 A. Yes.</p> <p>20 Q. You indicate that you were the freshman coach</p> <p>21 for the step-off competition?</p> <p>22 A. Yes.</p> <p>23 Q. Tell me what step-off is.</p> <p>24 A. So the University College, they are all</p> <p>25 separated by buildings. And the buildings would pick a</p>	<p>1 A. Yes.</p> <p>2 Q. And again, that would be in the spring.</p> <p>3 A. Well, we made material during the fall, yeah.</p> <p>4 Q. Did you practice -- was there a set practice</p> <p>5 schedule during the fall?</p> <p>6 A. No.</p> <p>7 Q. When you say "made material," what does that</p> <p>8 mean?</p> <p>9 A. The coaches would get together and we'd come up</p> <p>10 with steps, strolls, and try to find a place to</p> <p>11 practice.</p> <p>12 Q. Where did you all practice?</p> <p>13 A. All over.</p> <p>14 Q. You also say you were the freshman coach for</p> <p>15 the stroll-off competition?</p> <p>16 A. Yes.</p> <p>17 Q. Was that sort of part of the same thing as the</p> <p>18 step-off? Is it step-off and stroll-off or are they two</p> <p>19 different things?</p> <p>20 A. They're two different things.</p> <p>21 Q. Are they different teams and everything?</p> <p>22 A. Yeah.</p> <p>23 Q. And so you did both?</p> <p>24 A. Yes.</p> <p>25 Q. Are the -- okay. What did you do as part of</p>

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<p>1 your duties for the freshman coach of the stroll-off 2 competition? 3 A. It was similar to the duties of the coach of 4 the step team except we weren't making steps. We were 5 making strolls. 6 Q. Okay. I've got to plead ignorance. What's the 7 difference between steps and strolls? 8 A. So I mean, they're both rhythmic-based. A 9 stroll is more of a fluid body motion and a step is more 10 precision and steps. 11 Q. Okay. 12 A. Yeah. 13 Q. And what kind of a time commitment -- again, 14 you said -- in your interrogatories, you listed that you 15 spent around four to six hours a week on the stroll-off 16 coaching. What did you do during that four to six 17 hours? 18 A. Practiced the strolls, cleaned up the material, 19 tried to work the theme of the stroll-off into our 20 strolls. 21 Q. Was there -- were there set meetings for the 22 stroll-off competition in the fall of 2018? 23 A. No. We would just wait until everybody was out 24 of class. 25 Q. And was there a specific practice area?</p>	<p>1 A. Okay. 2 Q. Okay? Did you support any particular 3 candidates in that election? 4 A. No. 5 Q. Did you campaign for any candidates in that 6 election? 7 A. No. 8 Q. Did you attend any voter registration drives in 9 advance of that election? 10 A. No. 11 Q. Any candidate forums or other voting-related 12 activities? 13 A. Can you specify? 14 Q. Well, let's take it one by one. 15 Did you attend a candidate forum? 16 A. No. 17 Q. Did you go to any informational meetings about 18 voting in the 2018 election? 19 A. No. 20 Q. Any events you can think of that you went to in 21 the fall of 2018 in which the subject was voting or the 22 2018 election? 23 A. They did a watch party for the election, so we 24 got -- we went to the bowling alley, bowled, and watched 25 the election on TV. They had a chalk event right in</p>
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<p>1 A. No. 2 Q. Just wherever you guys could find space? 3 A. Yeah. 4 Q. Is that something you practice indoors, like in 5 a room at the university, or outdoors? 6 A. We would try to find a room; but if we couldn't 7 find a room, we would practice outdoors. 8 Q. What kind of areas outdoors did you guys 9 practice in? 10 A. The basketball courts over there. We practiced 11 in the -- the courtyard over there. We practiced in the 12 parking lot. 13 Q. Okay. So your interrogatory responses, I 14 believe -- and I am looking at your response to No. 13, 15 which starts kind of at the bottom of page nine of 16 Exhibit 1 and goes over to the top of the next page. 17 On the bottom of page nine, it says 18 "Member, Panther Party"; but I think you testified today 19 that, in fact, you were not actually a member of The 20 Panther Party. 21 A. Correct. 22 Q. Okay. So that's something that needs to be 23 corrected. 24 I'd like to ask you some questions now 25 about the 2018 election in November.</p>	<p>1 front of the MSC where they wrote "Get out and vote" and 2 then they just had all the students sign the sidewalk. 3 Q. When you said "they had a watch party," who 4 were you referring to? 5 A. It was Alpha Phi Alpha Fraternity, 6 Incorporated, and Alpha Kappa Alpha Sorority, 7 Incorporated. 8 Q. And am I correct that there's one fraternity 9 and one sorority on campus? 10 A. There are multiple fraternities and sororities 11 on campus. 12 Q. Are there? Okay. 13 A. Yeah. 14 Q. The watch party was at the bowling alley? 15 A. Yes. 16 Q. Where's the bowling alley? 17 A. It's on campus, like right here (indicating). 18 Q. Okay. 19 A. The Panther Plaza is the bowling alley. 20 Q. And did you walk to that event? 21 A. Yes. 22 Q. You also had -- and that election watch party 23 would have been kind of the night of election day. 24 A. Yes. 25 Q. You also testified that there was an event</p>

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<p>1 where -- the chalk party -- or the chalk event?</p> <p>2 A. Yes.</p> <p>3 Q. Where would -- where did that take place?</p> <p>4 A. In front of the MSC.</p> <p>5 Q. Okay. And did you sign your name in chalk?</p> <p>6 A. Yes.</p> <p>7 Q. Where -- when was that? Do you remember?</p> <p>8 A. I don't know exactly when it was.</p> <p>9 Q. Was is on election day as well?</p> <p>10 A. No.</p> <p>11 Q. Before that?</p> <p>12 A. Yeah.</p> <p>13 Q. Do you have any understanding about how early</p> <p>14 voting locations and hours are chosen in the State of</p> <p>15 Texas?</p> <p>16 A. No.</p> <p>17 Q. Do you have any understanding about how Waller</p> <p>18 County does that specifically?</p> <p>19 A. No.</p> <p>20 Q. Were you following the process for the</p> <p>21 selection of early voting hours and locations in the</p> <p>22 fall of 2018?</p> <p>23 A. Can you specify?</p> <p>24 Q. Yeah.</p> <p>25 When you came back to school after being</p>	<p>1 Q. How did you -- when it came time to vote in the</p> <p>2 November 2018 election, how did you find out when you</p> <p>3 could go do that?</p> <p>4 A. Word of mouth. I was in the SGA, so I knew</p> <p>5 some students who would know, and they just kind of</p> <p>6 talked about it.</p> <p>7 Q. You said the SJ?</p> <p>8 A. Yes.</p> <p>9 Q. What does that stand for?</p> <p>10 A. Student Government Association.</p> <p>11 Q. Oh, SGA. I'm sorry.</p> <p>12 And what do you remember members of the</p> <p>13 SGA telling you about when voting would be available?</p> <p>14 A. They just told us that it would be -- I don't</p> <p>15 remember exactly what they said. They just told us the</p> <p>16 days that we had to vote and where we could vote or when</p> <p>17 voting was available at the MSC.</p> <p>18 Q. When they told you that, did you have any</p> <p>19 particular concerns about when that -- when the voting</p> <p>20 was available?</p> <p>21 A. Yeah, because I think they told us we had like</p> <p>22 three days in the MSC and I was -- I didn't know if I</p> <p>23 would be able to go and vote or not.</p> <p>24 Q. Other than that, did you have any concerns</p> <p>25 about the early voting schedule?</p>
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<p>1 back in Richmond over the summer, were you trying to</p> <p>2 find out about when early voting and voting would be for</p> <p>3 the November election?</p> <p>4 A. No.</p> <p>5 Q. Do you use social media?</p> <p>6 A. Yes.</p> <p>7 Q. What social media platforms do you use?</p> <p>8 A. Twitter, Instagram sometimes, Snapchat.</p> <p>9 Q. Are you a Twitter follower of the Prairie View</p> <p>10 Panther Party?</p> <p>11 A. No.</p> <p>12 Q. Are you a Twitter follower of Jayla Allen?</p> <p>13 A. No.</p> <p>14 Q. Are you a Twitter follower of Waller County?</p> <p>15 A. No.</p> <p>16 Q. The same questions -- for any of those</p> <p>17 individuals, do you follow them -- or entities, do you</p> <p>18 follow them on Facebook?</p> <p>19 A. No.</p> <p>20 Q. That was a no?</p> <p>21 A. No. Yeah. Sorry.</p> <p>22 Q. That's all right.</p> <p>23 Did you do anything in the fall of 2018 to</p> <p>24 figure out when voting would be available on campus?</p> <p>25 A. No.</p>	<p>1 A. No.</p> <p>2 Q. After learning of the early voting schedule in</p> <p>3 the fall of 2018, did you try to talk to any other</p> <p>4 students about it?</p> <p>5 A. I told my friends when they could go vote at</p> <p>6 the MSC.</p> <p>7 Q. You tried to spread the word on when voting was</p> <p>8 available?</p> <p>9 A. Yeah.</p> <p>10 Q. When you talked to the SGA, do you remember</p> <p>11 them telling you that there would also be early voting</p> <p>12 available at the Waller County Community Center?</p> <p>13 A. I don't know.</p> <p>14 Q. Did you attend any meetings of the Waller</p> <p>15 County Commissioners Court in the fall of 2018?</p> <p>16 A. No.</p> <p>17 Q. Is there anything that you did in the fall of</p> <p>18 2018 to try to seek more early voting hours?</p> <p>19 A. No.</p> <p>20 Q. Did you, in the fall of 2018, ever talk to any</p> <p>21 Waller County officials or employees about voting</p> <p>22 locations or hours?</p> <p>23 A. No.</p> <p>24 Q. Do you know where the Waller County Community</p> <p>25 Center is?</p>

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<p>1 A. No.</p> <p>2 Q. Do you know where the post office is?</p> <p>3 A. No.</p> <p>4 Q. How do you get around campus when you're here?</p> <p>5 A. I walk.</p> <p>6 Q. Are you aware that there is -- that the</p> <p>7 university operates a shuttle that has a campus loop?</p> <p>8 A. Yes, I'm aware.</p> <p>9 Q. Have you ever ridden that shuttle?</p> <p>10 A. I rode the shuttle one time and I was trying to</p> <p>11 get from the MSC to the bowling alley and I could have</p> <p>12 walked there faster.</p> <p>13 Q. So after that, you just walked?</p> <p>14 A. Yeah.</p> <p>15 Q. Did you ultimately find time to vote at the</p> <p>16 Memorial Student Center --</p> <p>17 A. Yes.</p> <p>18 Q. -- in the 2018 November election?</p> <p>19 A. Yes.</p> <p>20 Q. Do you remember whether you voted early or on</p> <p>21 election day?</p> <p>22 A. Early.</p> <p>23 Q. Do you remember what day you voted?</p> <p>24 A. No. I think it was the last day.</p> <p>25 Q. So Wednesday?</p>	<p>1 Q. Where did you catch it? Do you remember?</p> <p>2 A. Not exactly, no.</p> <p>3 Q. At the time of that parade, you had already</p> <p>4 voted, correct?</p> <p>5 A. Yes.</p> <p>6 Q. And -- well, I tell you what. What did you do</p> <p>7 once you joined up with the parade?</p> <p>8 A. Walked.</p> <p>9 Q. And it wound up -- do you remember how far you</p> <p>10 walked?</p> <p>11 A. Huh-uh.</p> <p>12 Q. Do you remember --</p> <p>13 A. No, I don't remember. Sorry.</p> <p>14 Q. You're doing a good job. That was me talking</p> <p>15 over you.</p> <p>16 Do you remember how long of a time period</p> <p>17 you walked?</p> <p>18 A. No.</p> <p>19 Q. The parade ended at the Memorial Student</p> <p>20 Center?</p> <p>21 A. Yes.</p> <p>22 Q. And did you hang around at the Memorial Student</p> <p>23 Center for a while after that?</p> <p>24 A. Yeah, I went to get something to eat.</p> <p>25 Q. And what was -- were there any events held</p>
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<p>1 A. Yes.</p> <p>2 Q. Do you remember how long it took you to vote?</p> <p>3 A. Not exactly.</p> <p>4 Q. Do you remember it being a long time?</p> <p>5 A. No, but I remember skipping lunch to do it.</p> <p>6 Q. Was there a line to vote when you went?</p> <p>7 A. Yes.</p> <p>8 Q. How long was the line?</p> <p>9 A. I have no idea.</p> <p>10 Q. Was it more than 10 minutes?</p> <p>11 A. The wait --</p> <p>12 Q. Yeah.</p> <p>13 A. -- in line?</p> <p>14 Q. Yes.</p> <p>15 A. Yeah.</p> <p>16 Q. But you don't know how long it was?</p> <p>17 A. No.</p> <p>18 Q. Did you have any problems casting a ballot?</p> <p>19 A. No.</p> <p>20 Q. Were you aware of a parade held on campus on</p> <p>21 election day in 2018?</p> <p>22 A. Yes.</p> <p>23 Q. Did you participate?</p> <p>24 A. No, but I did like catch it towards the end</p> <p>25 like as it went into the MSC.</p>	<p>1 after the conclusion of the parade at the Memorial</p> <p>2 Student Center?</p> <p>3 A. Not that I know of.</p> <p>4 Q. Mr. Johnson, how did you come to join this</p> <p>5 lawsuit, sir?</p> <p>6 A. I heard from my friend, Antonious Brown, about</p> <p>7 the lawsuit. He put me in contact with -- I don't</p> <p>8 remember the name. And I made a phone call.</p> <p>9 Q. How long have you known Mr. Brown?</p> <p>10 A. We met during speech and debate. I've known</p> <p>11 him for a few months now.</p> <p>12 Q. Did Mr. Brown at some point run for a spot on</p> <p>13 the Prairie View City Council?</p> <p>14 A. No.</p> <p>15 Q. Did he run for another government position than</p> <p>16 City Council?</p> <p>17 A. No.</p> <p>18 Q. Have you ever been to the Prairie View city</p> <p>19 hall?</p> <p>20 A. No.</p> <p>21 Q. As a plaintiff in this lawsuit, Mr. Johnson, is</p> <p>22 it your contention that the Waller County Commissioners</p> <p>23 Court adopted the early voting schedule for 2018 to</p> <p>24 intentionally discriminate against African-American</p> <p>25 voters?</p>

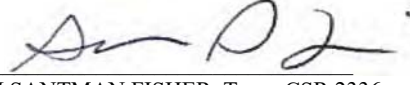
<p style="text-align: right;">Page 57</p> <p>1 A. I don't know if that was the intention, but it</p> <p>2 does raise some red flags because Prairie View is a</p> <p>3 pretty populous school and for this general area and the</p> <p>4 fact that we had less days than certain areas in Waller</p> <p>5 County is suspicious.</p> <p>6 Q. Okay. Let me ask you this. Is it your</p> <p>7 contention in this lawsuit that the Waller County</p> <p>8 Commissioners Court adopted the early voting schedule in</p> <p>9 2018 to intentionally discriminate against young voters?</p> <p>10 A. It might not have been the intention; but</p> <p>11 Prairie View's median age is around 22, which is a lot</p> <p>12 younger than the general area; so it does seem</p> <p>13 suspicious.</p> <p>14 MR. SEAQUIST: Okay. Let's take a</p> <p>15 five-minute break.</p> <p>16 (Recess from 5:12 p.m. to 5:25 p.m.)</p> <p>17 Q. (BY MR. SEAQUIST) Mr. Johnson, have you</p> <p>18 understood the questions I've asked you today?</p> <p>19 A. Yes.</p> <p>20 Q. And have you answered them to the very best of</p> <p>21 your ability?</p> <p>22 A. Yes.</p> <p>23 Q. Have I been courteous to you in the deposition</p> <p>24 today?</p> <p>25 A. Yes.</p>	<p style="text-align: right;">Page 59</p> <p>1 trip?</p> <p>2 A. Oh, no. She will close the doors and drive</p> <p>3 past you.</p> <p>4 Q. And you testified earlier that you generally --</p> <p>5 I forget the -- on some of the days get to -- you got to</p> <p>6 class in the fall of 2018 around 11:00 a.m. Does the</p> <p>7 weather at all affect when you get -- you leave and go</p> <p>8 to and from?</p> <p>9 A. Definitely. Because if it's raining and it's</p> <p>10 cold, I'm not going to class or I'm going to be late.</p> <p>11 If it's too hot, I'll just -- you know, just try to</p> <p>12 power through that one. But through the rain and when</p> <p>13 it's too cold, huh-uh.</p> <p>14 Q. And is there any other public transportation</p> <p>15 that you know of? Or is there any public transportation</p> <p>16 in Prairie View?</p> <p>17 A. Not --</p> <p>18 MR. SEAQUIST: Form.</p> <p>19 You can still answer.</p> <p>20 Q. (BY MR. CUSICK) You can go ahead and answer.</p> <p>21 A. Not that I know of, no.</p> <p>22 Q. What about Waller County?</p> <p>23 MR. SEAQUIST: Form.</p> <p>24 THE WITNESS: Not that I know of.</p> <p>25 Q. (BY MR. CUSICK) And you mentioned earlier that</p>
<p style="text-align: right;">Page 58</p> <p>1 MR. SEAQUIST: I appreciate your time.</p> <p>2 And I'll pass the witness.</p> <p>3 THE WITNESS: Okay.</p> <p>4 EXAMINATION</p> <p>5 BY MR. CUSICK:</p> <p>6 Q. Hi, Mr. Johnson.</p> <p>7 A. How are you doing?</p> <p>8 Q. So I'm going to ask you a few questions right</p> <p>9 now as part of redirect.</p> <p>10 A. Okay.</p> <p>11 Q. And so in 2018 how did you get around?</p> <p>12 A. I walked.</p> <p>13 Q. You testified earlier that you had taken the</p> <p>14 shuttle bus once. Why did you only take it once?</p> <p>15 A. Because it actually doesn't pick me up from my</p> <p>16 house. I had to walk to the Panther Quarters. And it's</p> <p>17 pretty inconsistent. Like my friend who did take the</p> <p>18 shuttle bus because he lived in Panther Hill, he -- he</p> <p>19 would miss it a lot because it sometimes would come</p> <p>20 early. And then he would also try to find a different</p> <p>21 route because sometimes it would be late. So it would</p> <p>22 just -- it just doesn't have a good reputation on the</p> <p>23 campus.</p> <p>24 Q. And if you don't catch the shuttle bus at a</p> <p>25 stop, can you get onto it while it's going -- during a</p>	<p style="text-align: right;">Page 60</p> <p>1 you couldn't pick up -- you can't flag down the Prairie</p> <p>2 View A&M shuttle bus?</p> <p>3 A. No, you can't.</p> <p>4 Q. Did you have any -- did you ever try to flag it</p> <p>5 down when it was en route?</p> <p>6 A. Yes. Actually, she drove past my house and she</p> <p>7 was on her way to the Panther Quarters. And I saw her</p> <p>8 and I kind of like put my hand out and she just kind of</p> <p>9 kept driving. Like we looked at each other and she just</p> <p>10 kept driving.</p> <p>11 Q. And you testified earlier that for the fall of</p> <p>12 the -- the 2018 fall semester that you volunteered as an</p> <p>13 RST?</p> <p>14 A. Yes.</p> <p>15 Q. And how many hours a week did you spend on</p> <p>16 that?</p> <p>17 A. RST? Probably eight to 10 hours.</p> <p>18 Q. And in that same fall 2018 semester were you</p> <p>19 involved in any other clubs or extracurricular</p> <p>20 activities than the ones that Mr. Seaquist asked you</p> <p>21 about earlier?</p> <p>22 A. Yes. I was a member of SGA, Melanin, AICHe.</p> <p>23 And I think those were the only other extracurricular</p> <p>24 activities.</p> <p>25 Q. And so you mentioned that you were part of the</p>

<p style="text-align: right;">Page 61</p> <p>1 SGA, which is the Student Government Association. And</p> <p>2 what was your position or role in the SGA?</p> <p>3 A. I was the senator for auxiliary services.</p> <p>4 Q. And how many hours a week do you spend in that</p> <p>5 role?</p> <p>6 A. Two to four.</p> <p>7 Q. You mentioned that you were also in Melanin?</p> <p>8 A. Yes.</p> <p>9 Q. And what was your role in that group?</p> <p>10 A. I was just a general body member. So meetings</p> <p>11 were probably like 30 minutes to an hour and then I</p> <p>12 would attend events that Melanin hosted.</p> <p>13 Q. And what is that group?</p> <p>14 A. It just -- it's more of a social organization</p> <p>15 to promote the melanin or the different shades of</p> <p>16 melanin that are on this campus. It's more of a black</p> <p>17 empowerment thing.</p> <p>18 Q. And then I am forgetting the third group or</p> <p>19 organization. You said ACINA?</p> <p>20 A. AIChE.</p> <p>21 Q. AIChE?</p> <p>22 A. Yeah. It's the American Institution For</p> <p>23 Chemical Engineers.</p> <p>24 Q. And did you have a specific role in that?</p> <p>25 A. There wasn't a specific role, but they did</p>	<p style="text-align: right;">Page 63</p> <p>1 of time in me like when I was young and it was only her</p> <p>2 and there was four of us. So she always put in time</p> <p>3 because we weren't really like the most financially</p> <p>4 strong family.</p> <p>5 But she just put in a bunch of time, so it</p> <p>6 was like -- and the only thing that she wanted back from</p> <p>7 us was our degrees. So like she wanted us to finish</p> <p>8 because she never got to go to college. She went to</p> <p>9 school online. And my dad didn't finish. So all she</p> <p>10 wanted was a degree. So I told her I would give it to</p> <p>11 her.</p> <p>12 MR. SEAQUIST: Object to the</p> <p>13 responsiveness.</p> <p>14 Q. (BY MR. CUSICK) And has she invested a lot of</p> <p>15 money into you?</p> <p>16 MR. SEAQUIST: Form.</p> <p>17 THE WITNESS: Yeah. Children are some of</p> <p>18 the most expensive things, she said, and college is not</p> <p>19 cheap.</p> <p>20 Q. (BY MR. CUSICK) And so you mentioned earlier</p> <p>21 that during breaks you were primarily doing homework or</p> <p>22 eating at those times. Was that because you -- the</p> <p>23 other times throughout your day you were working on</p> <p>24 extracurricular activities?</p> <p>25 MR. SEAQUIST: Object to leading.</p>
<p style="text-align: right;">Page 62</p> <p>1 offer a scholarship for the person who could attend the</p> <p>2 most AIChE events, so I was really trying to get the</p> <p>3 scholarship.</p> <p>4 Q. And how many hours a week, again, in that</p> <p>5 semester did you --</p> <p>6 A. General body meetings were -- they hosted one</p> <p>7 every week, so an hour. And then they do random events,</p> <p>8 like volunteer hours for like picking up trash, or they</p> <p>9 would host events like conferences.</p> <p>10 Q. And so based on the activities you discussed</p> <p>11 before with Mr. Seaquist and the ones you just discussed</p> <p>12 now, adding up all of those hours, how many hours a week</p> <p>13 do you think you spent on all those activities?</p> <p>14 A. Do you have a calculator? It was -- it was a</p> <p>15 lot. I don't know exactly how many hours it was, but it</p> <p>16 was a lot.</p> <p>17 Q. Would you consider that you had a busy</p> <p>18 schedule?</p> <p>19 A. A very busy schedule, yeah.</p> <p>20 Q. And then why did you take breaks for homework</p> <p>21 and eating?</p> <p>22 A. I took breaks for homework and eating because</p> <p>23 eating is sustainable -- I mean, is substantial to live,</p> <p>24 and homework because academic probation is not a very</p> <p>25 fun place to be. And my mom like put -- invested a lot</p>	<p style="text-align: right;">Page 64</p> <p>1 THE WITNESS: Yeah. There was class,</p> <p>2 extracurricular activities. So, yeah, I would take</p> <p>3 breaks to eat and do homework when I could.</p> <p>4 Q. (BY MR. CUSICK) And then so I want to talk in</p> <p>5 the last set of questions about the early voting</p> <p>6 schedule in the fall of 2018.</p> <p>7 A. Uh-huh.</p> <p>8 Q. So you testified earlier that you heard from</p> <p>9 the Student Government Association or while you were</p> <p>10 there that there were only three days of early voting</p> <p>11 initially?</p> <p>12 A. Right.</p> <p>13 Q. And then you also testified that you had</p> <p>14 concerns when you first heard about that?</p> <p>15 A. Yes.</p> <p>16 Q. Why is that?</p> <p>17 A. I had concerns because, one, my schedule is</p> <p>18 pretty busy, so I didn't think I would have the time to</p> <p>19 go vote.</p> <p>20 And then two, three days on PV's campus,</p> <p>21 it's -- the population of our campus has grown like the</p> <p>22 past three years, so the fact that the number of people</p> <p>23 that are in this area that are able to vote are limited</p> <p>24 to the amount of time they have to vote. With a busy</p> <p>25 schedule, being college students, it's a -- it just was</p>

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<p>1 concerning. So I mean, that's -- that's pretty much it</p> <p>2 on that.</p> <p>3 Q. And what's your basis for why the population</p> <p>4 has grown here?</p> <p>5 A. I don't know why it's growing. But I mean,</p> <p>6 the -- the campus life is pretty fun; so I mean, people</p> <p>7 come for that. The amount of opportunities that we have</p> <p>8 after graduation are fairly high because of the alums.</p> <p>9 And it's just an overall -- it's a good student life</p> <p>10 here; so I mean, I guess that's why people want to come</p> <p>11 to Prairie View.</p> <p>12 Q. And you testified just before that it has</p> <p>13 grown?</p> <p>14 A. Yes.</p> <p>15 Q. What's the basis for why it -- how you know it</p> <p>16 has grown?</p> <p>17 A. So originally my class -- well, the class</p> <p>18 before me, class of 2016 that came in as freshmen,</p> <p>19 they -- they accepted roughly 5,000 students. The class</p> <p>20 of 2017, my class, was 8,000. And the class of 2018 was</p> <p>21 10,000. So I mean, those just -- yeah.</p> <p>22 Q. And do you think that Prairie View A&M students</p> <p>23 and Prairie View residents got a fair amount of early</p> <p>24 voting in light of the size?</p> <p>25 MR. SEAQUIST: Form.</p>	<p>1 MR. SEAQUIST: I'd just like to thank you</p> <p>2 again for your time, sir. Have a nice weekend.</p> <p>3 THE WITNESS: Yes, sir. You, too.</p> <p>4 (Proceedings concluded at 5:35 p.m.)</p> <p>5</p> <p>6</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>
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<p>1 THE WITNESS: No, they haven't, because --</p> <p>2 from prior knowledge that I have obtained from people</p> <p>3 that I know, the population of Prairie View makes up</p> <p>4 roughly 22 to 25 percent of the population of this area;</p> <p>5 so us having limited voting, knowing how much we can</p> <p>6 sway certain elections, is -- is -- it's kind of off.</p> <p>7 MR. SEAQUIST: Object to the</p> <p>8 responsiveness.</p> <p>9 Q. (BY MR. CUSICK) And have you heard from any</p> <p>10 public officials about the size that it's grown?</p> <p>11 A. Yeah. I got this knowledge from a City</p> <p>12 Councilman, Xante Wallace.</p> <p>13 Q. And then so you testified before that you had</p> <p>14 to skip lunch to vote --</p> <p>15 A. Yes.</p> <p>16 Q. -- when you voted in the 2018 --</p> <p>17 A. Yes.</p> <p>18 Q. -- general election? Do you think that was</p> <p>19 fair?</p> <p>20 MR. SEAQUIST: Form.</p> <p>21 THE WITNESS: No. I feel like I shouldn't</p> <p>22 have to skip lunch to go vote.</p> <p>23 MR. CUSICK: I think that's all the</p> <p>24 questions from me.</p> <p>25 Back to you.</p>	<p>1 CHANGES AND CORRECTIONS</p> <p>2 WITNESS NAME: DATE OF DEPOSITION:</p> <p>3 DAMON RICHARD JOHNSON, JR. OCTOBER 11, 2019</p> <p>4 PAGE LINE CHANGE REASON</p> <p>5 _____</p> <p>6 _____</p> <p>7 _____</p> <p>8 _____</p> <p>9 _____</p> <p>10 _____</p> <p>11 _____</p> <p>12 _____</p> <p>13 _____</p> <p>14 _____</p> <p>15 _____</p> <p>16 _____</p> <p>17 _____</p> <p>18 _____</p> <p>19 _____</p> <p>20 _____</p> <p>21 _____</p> <p>22 _____</p> <p>23 _____</p> <p>24 _____</p> <p>25 _____</p>

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<p>1 I, DAMON RICHARD JOHNSON, JR., have read the</p> <p>2 foregoing deposition and hereby affix my signature that</p> <p>3 same is true and correct, except as noted above.</p> <p>4</p> <p>5</p> <p>6 _____</p> <p>7 DAMON RICHARD JOHNSON, JR.</p> <p>8</p> <p>9 THE STATE OF _____)</p> <p>10 COUNTY OF _____)</p> <p>11</p> <p>12 Before me, _____, on this</p> <p>13 day personally appeared DAMON RICHARD JOHNSON, JR.,</p> <p>14 known to me (or proved to me under oath or through</p> <p>15 _____) (description of identity</p> <p>16 card or other document)) to be the person whose name is</p> <p>17 subscribed to the foregoing instrument and acknowledged</p> <p>18 to me that they executed the same for the purposes and</p> <p>19 consideration therein expressed.</p> <p>20 Given under my hand and seal of office this</p> <p>21 _____ day of _____, _____.</p> <p>22</p> <p>23</p> <p>24 _____</p> <p>25 NOTARY PUBLIC IN AND FOR THE STATE OF _____ COMMISSION EXPIRES: _____</p>	<p>1 I further certify that pursuant to FRCP Rule</p> <p>2 30(f)(1) that the signature of the deponent:</p> <p>3 <u> X </u> was requested by the deponent or a party</p> <p>4 before the completion of the deposition and returned</p> <p>5 within 30 days from date of receipt of the transcript.</p> <p>6 If returned, the attached Changes and Signature Page</p> <p>7 contains any changes and the reasons therefor;</p> <p>8 _____ was not requested by the deponent or a party</p> <p>9 before the completion of the deposition.</p> <p>10 That the amount of time used by each party at the</p> <p>11 deposition is as follows:</p> <p>12 MR. JOHN CUSICK.....0 Hours, 9 Minutes</p> <p>13 MR. GUNNAR P. SEAQUIST.....1 Hour, 6 Minutes</p> <p>14 I further certify that I am neither counsel for,</p> <p>15 related to, nor employed by any of the parties or</p> <p>16 attorneys in the action in which this proceeding was</p> <p>17 taken, and further that I am not financially or</p> <p>18 otherwise interested in the outcome of the action.</p> <p>19 Certified to by me this 20th of October, 2019.</p> <p>20</p> <p>21 </p> <p>22 _____</p> <p>23 SHERRI SANTMAN FISHER, Texas CSR 2336</p> <p>24 CSR Expiration Date: 12/31/19</p> <p>25 COOLEY REPORTING, Firm No. 702</p> <p>8407 Fathom Circle, Unit B</p> <p>Austin, Texas 78750</p> <p>512-743-5867/512-410-3012</p>
<p>Page 70</p> <p>1 IN THE UNITED STATES DISTRICT COURT</p> <p>2 FOR THE SOUTHERN DISTRICT OF TEXAS</p> <p>3 HOUSTON DIVISION</p> <p>4 JAYLA ALLEN, DAMON)</p> <p>5 JOHNSON, TREASURE SMITH,)</p> <p>6 AND THE PANTHER PARTY,)</p> <p>7 Plaintiffs,)</p> <p>8)</p> <p>9 VS.) CIVIL ACTION NO.:</p> <p>10) 4:18-CV-3985</p> <p>11 WALLER COUNTY TEXAS; THE)</p> <p>12 WALLER COUNTY)</p> <p>13 COMMISSIONERS COURT;)</p> <p>14 JUDGE CARBETT "TREY" J.)</p> <p>15 DUHON III, IN HIS)</p> <p>16 OFFICIAL CAPACITY AS THE)</p> <p>17 WALLER COUNTY JUDGE; AND)</p> <p>18 CHRISTY A. EASON, IN HER)</p> <p>19 OFFICIAL CAPACITY AS THE)</p> <p>20 WALLER COUNTY ELECTIONS)</p> <p>21 ADMINISTRATOR,)</p> <p>22 Defendants.)</p> <p>23 *****</p> <p>24 REPORTER'S CERTIFICATION</p> <p>25 ORAL DEPOSITION OF DAMON RICHARD JOHNSON, JR.</p> <p>OCTOBER 11, 2019</p> <p>*****</p> <p>I, SHERRI SANTMAN FISHER, Certified Shorthand</p> <p>Reporter in and for the State of Texas, hereby certify</p> <p>to the following:</p> <p>That the witness, DAMON RICHARD JOHNSON, JR., was</p> <p>duly sworn by the officer and that the transcript of the</p> <p>oral deposition is a true record of the testimony given</p> <p>by the witness;</p>	

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